

INTEREXCHANGE TARIFF

Custom Tel, LLC
SOUTH CAROLINA
RATES, TERMS, AND CONDITIONS FOR SERVICE
FOR
INTEREXCHANGE AND INTRASTATE LONG DISTANCE
SERVICES

ISSUED: December 10, 2009

EFFECTIVE: _____

Mr. Dan Coloney, Managing Member of Custom Tel, LLC
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INTEREXCHANGE TARIFF

TITLE SHEET

SOUTH CAROLINA INTRASATE TELECOMMUNICATIONS TARIFF

This tariff contains the description, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by Custom Tel, LLC ("Custom Tel") with principal offices at 726 Exchange Street, Suite 700, Buffalo, NY 14210.

This tariff applies for services furnished within the State of South Carolina. This tariff is on file with the SOUTH CAROLINA Public Service Commission ("SC PSC"), and may be inspected during normal business hours at the Company's principal place of business.

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INTEREXCHANGE TARIFF**CHECK SHEET**

The sheets listed below, which are inclusive of this tariff, are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date of the bottom of this page.

<u>SHEET</u>	<u>REVISION</u>
1	Original
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CONCURRING CARRIERS

None

CONNECTING CARRIERS

None

OTHER PARTICIPATING CARRIERS

None

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SYMBOLS SHEET

The following are the only symbols used for the purposes indicated below:

- D - Delete or Discontinue
- I - Change Resulting In an Increase to a Customer's Bill
- M - Moved From another Tariff Location
- N- New
- R - Change Resulting in A Reduction To A Customer's Bill
- T - Change in Text Or Regulation But No Change In A Rate Or Charge

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INTEREXCHANGE TARIFF**TARIFF FORMAT SHEETS**

- A. Sheet Numbering - Sheet numbers appear in the upper right corner of the page. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.
- B. Sheet Revision Numbers - Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current sheet version on file with the SC PSC. For example, the 4th revised Sheet 14. Because of various suspension periods, deferrals, Etc., the SC PSC follows in their tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect. Consult the Check Sheet for the sheet currently in effect.
- C. Paragraph Numbering Sequence - There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:
- 2.
 - 2.1.
 - 2.1.1.
 - 2.1.1.A.
 - 2.1.1.A1
 - 2.1.1.A1.(a).
 - 2.1.1.A1.(a)J.
 - 2.1.1.A.1(a)l.(i).
 - 2.1.1.A.1(a)i.(i).(1).
- D. Check Sheets - When a tariff filing is made with the SC PSC, an updated check sheet accompanies the tariff filing. The check sheet lists the sheets contained in the tariff, with a cross reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (*). There will be no other symbols used on this page if these are the only changes made to it (i.e., the format, etc. remains the same, just revised revision levels on some pages). The tariff user should refer to the latest check sheet to find out if a particular sheet is the most current on file with the SC PSC.

INTEREXCHANGE TARIFF**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS****1.1 Definitions**

Access Line - An arrangement from a local exchange telephone company or other licensed common carrier, using either dedicated or switched access, which connects a Customer's location to the Company's location or switching center.

Authorization Code - A numerical code, one or more of which are available to a Customer's End User to enable him/her to access the Company, and which are used by the Company to identify the origin of the Customer so it may rate and bill the call. Automatic number identification (ANI) is used as the authorization code wherever possible.

Casual Calling - Access to Company's network and the subsequent use of Service by an End User Customer through the dialing of a carrier access code in the format 101XXX, where the four (4) digits represented by the "X" are the unique Carrier Identification Code (CIC) assigned to Company.

Commission - The South Carolina Public Service Commission (see SC PSC).

Company or Custom Tel, LLC - Used throughout this tariff to mean Custom Tel, LLC, a company licensed to do business in South Carolina-Connecting Carrier - A telecommunications company, which may be either an interexchange or a local exchange carrier that supplies the Company with facilities to originate or terminate the Company's long distance services.

Customer - The person, firm, corporation or other entity, which orders service and is responsible for payment of charges due and compliance with the Company's tariff regulations.

Day - From 8:00 AM up to, but not including, 5:00 PM local time, Monday through Friday.

End User - The ultimate user of a telecommunications service which either; (1) orders the service through a certified Reseller Company or (2) uses the Company's Service directly as a End-user Customer (3) Or, access the Company's Service dialing the Company's designated access code or other access number.

Evening - From 5:00 PM up to, but not including, 11:00 PM local time, Monday through Friday.

Holidays - The Company's recognized holidays are New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day, and Christmas Day.

SC PSC -South Carolina Public Service Commission (also see Commission)

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SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS (continued) 1.1

Definitions (continued)

Individual Case Basis (ICB) - Determines involving situations where nonstandard arrangements are required to satisfy specialized needs. The nature of such Service requirements makes it difficult or impossible to establish general Tariff provisions for such circumstances. When it becomes possible to determine specific terms and conditions for such offerings, they shall be offered pursuant to such terms and conditions when set forth in writing and subscribed to by authorized representatives of Customer and Company.

Interconnection - The linkage used to join two or more communications units, such as systems, networks, links, nodes, equipment, circuits, and devices in two or more exchanges.

Local Access - The portion of the Service between a customer premise and a Company designated POP.

Night/Weekend - From 11:00 PM, up to, but not including, 8:00 AM Monday through Friday, and 8:00 AM Saturday, up to, but not including, 8:00 AM Monday.

Off-hook - the condition that exists when an operational telephone instrument or other user instrument is in use.

On-hook - the condition that exist when an operational telephone, or other instrument, is not in use.

ORS – the South Carolina Office of Regulatory Staff

Reseller - A customer, which purchase Service from the Company through a Service Agreement and resells service to its End Users or other licensed Carriers. End Users of a Reseller are not Customers of the Company. A Reseller must be authorized to operate in South Carolina before it can resell Services to its End Users.

Telecom Unit - A measurement of telecommunications service equivalent to one minute of usage between any two points within the State of South Carolina.

Telecommunications - The transmission of voice communications or, subject to the transmission capabilities of the services, the transmission of data, facsimile, signaling, metering, or other similar communications.

Underlying Carrier - The telecommunications carrier whose network facilities provide the technical capability and capacity necessary for the transmission and reception of Customer telecommunications traffic.

VoIP (Voice over IP) - A term used in IP telephony for a set of facilities for managing the delivery of voice information using the Internet Protocol (IP).

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SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS (continued) 1.2

Abbreviations

CCLC - Carrier Common Line Charge

CCS - hundred call-seconds

COCOT - Coin Operated Customer Owned Telephone

CPE - Customer Provided Equipment

DEMARC - Point of Demarcation

ICB - Individual Case Basis

SC PSC - South Carolina Public Service Commission

LATA - Local Access Transport Area

LEC - Local Exchange Company

MTS - Message Toll Service

PBX - private Branch Exchange

POP - Point of Presence

RESBORG - Responsible Organization

SAL - Special Access Line

TDD -Telecommunications Device for the Deaf

VoIP -Voice over Internet Protocol

V & H - Vertical and Horizontal

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INTEREXCHANGE TARIFF**SECTION 2 – RULES AND REGULATIONS****2.1 Undertaking of the Company.**

The Company's services and/or facilities are furnished for communications originating at specified points within the State of South Carolina under terms of this tariff.

The Company installs, operates and maintains the communications services provided herein in accordance with the terms and conditions set forth under this tariff. It may act as the Customer's agent for ordering access connection facilities provided by other carriers or entities when authorized by the customer, to allow connection of a customer's location to the Company's network. The Customer shall be responsible for all charges due for such service arrangements.

The Company's primary business is the furnishing of Intrastate, Interstate, and International long distance services to its Customers or to licensed telecommunications reseller companies, licensed common carriers, local exchange companies. Also, End Users may access the company's services by utilizing casual calling. The Company is not a COCOT and has no plans at this time to actually provide coin telephones nor to offer such services other than the sale of its (the Company's) long distance services to the licensed providers companies within the State of South Carolina.

The Company's services and facilities are provided on a monthly basis unless ordered on a longer-term basis, and are available twenty-four hours per day, seven days per week.

As a telephone utility under the regulation of the Public Service Commission of South Carolina, the Company hereby asserts and affirms that as a reseller of intrastate telecommunications service, the Company will not indulge or participate in deceptive or misleading telecommunications marketing practices to the detriment of consumers in South Carolina, and the Company will comply with those marketing procedures, if any, set forth by the Public Service Commission. Additionally, the Company will be responsible for the marketing practices of its contracted telemarketers for compliance with this provision. The Company understands that violation of this provision could result in a rule to Show Cause as to the withdrawal of its certification to complete intrastate telecommunications traffic within the State of South Carolina.

2.2 Use of Facilities and Service

2.2.1 Service may be used for any lawful purpose by the Customer or any End User.

2.2.2 The Customer obtains no property right or interest in the use of any specific type of facility, service, equipment, number process, or code. All right, title and interest to such items remains, solely and at all times, with the Company.

2.2.3 Any service provided under this Tariff may be resold to or shared (jointly used) with other persons at the Customer's option. The Customer remains solely responsible for all use of service ordered, by it, or billed to its account(s) pursuant to this Tariff, for determining who is authorized to use the service, and for promptly notifying the Company of any unauthorized use. The Customer may advise its customers that a portion of its service is provided by the Company, but the Customer shall not represent that the Company jointly participates with the Customer in the provision of service.

2.2.3.1 Prior written permission from the Company is required before any assignment or transfer. All regulations and conditions contained in this tariff shall apply to all such permitted assignees or transferees, as well as all conditions for service.

2.2.3.2 Customers reselling or rebilling services must have a Certificate to provide telecommunications service with the South Carolina Public Service Commission.

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INTEREXCHANGE TARIFF**SECTION 2 - RULES AND REGULATIONS (continued) 2.3****Limitations.**

- 2.3.1 The Included tariff language does not constitute a determination by the Commission (SC PSC) that a limitation of liability imposed by the Company should be upheld in a court of law. Acceptance for filing by the Commission recognizes that it is a court's responsibility to adjudicate negligence and consequential damage claims. It is also the court's responsibility to determine the validity of the exculpatory clause.
- 2.3.2 Service is offered subject to availability of the necessary facilities and/or equipment and subject to the provision of this Tariff. The Company may decline applications for service to or from a location where the necessary facilities or equipment are not available. The Company may discontinue furnishing service in accordance with the terms of this tariff.
- 2.3.3 The Company reserves the right to discontinue furnishing service, or limit the use of service, upon written notice, when necessitated by conditions beyond its control, or when the customer is using service in violation of the law or the provisions of this tariff.
- 2.3.4 The Company shall be indemnified and held harmless by the Customer against:
- (A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information or other content transmitted over the Company's facilities.
 - (B) All other claims arising out of any act or omission of the Customer in connection with any service or facility provided by the Company.
- 2.3.5 The Company reserves the right to refuse an application for service made by a present or former Customer who is indebted to the Company for service previously rendered pursuant to this Tariff until the indebtedness is satisfied.

2.4 Use and Ownership of Equipment

The Company's equipment, apparatus, channels, and lines shall be carefully used. Equipment furnished by the Company shall remain its property and shall be returned to the Company whenever requested, within a reasonable period following the request, in good condition (subject to reasonable wear and tear). The Customer is required to reimburse the Company for any loss of, or damage to, the facilities or equipment on the Customer's premise, or the Customer's Customer premise, including loss or damage caused by agents, employees, or independent contractors of the Customer through any negligence.

2.5 Minimum Period of Service

The minimum period for which services are provided and for which rates and charges are applicable is one month unless otherwise specified. When a service is disconnected prior to the expiration of the minimum period, charges are applicable, whether the service is used or not.

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INTEREXCHANGE TARIFF

SECTION 2 - RULES AND REGULATIONS (continued)

2.6 Payment for Service Rendered

- 2.6.1 Service is provided and billed on a monthly basis. Bills are due and payable upon receipt. A maximum of one and one half percent (1.5%) may be added to any unpaid balance brought forward from the previous billing date to cover the cost of collection and carrying accounts in arrears. This method of late payment will be made in lieu of any other penalty.
- 2.6.2 The Customer is responsible for payment of all charges for service furnished to the Customer, or the Customer's agents, End Users, or customers. All charges due by the Customer are payable to the Company or the Company's authorized billing agent. Any objection to billed charges must be reported promptly to the Company. All undisputed charges must be paid as per terms on the bill.
- 2.6.3 The Company reserves the right to assess a charge consistent with SC Code Ann. 34-11-70 whenever a check or a draft presented for payment of service is not accepted by the institution upon which it is written. Currently the Company charges \$20.00 on any returned check. The foregoing shall not limit the Company's right to discontinue service for returned checks or drafts under section 2.12.
- 2.6.4 Application of Late Payment Charge
 - 2.6.4.1 Late payment charges do not apply to final accounts.
 - 2.6.4.2 Late payment charges do not apply to governmental agencies of the State of South Carolina. These agencies are required to make payment in accordance with South Carolina Law governing financial responsibility of the State, its agencies, commissions, departments, etc.

2.7 Deposits

The Company does not require a deposit from the Customer.

2.8 Advance Payments

The Company does not require advanced payments.

2.9 Taxes

All state and local taxes (i.e., sales tax, municipal utilities tax) are listed as separate line items and are not included in the quoted rates.

INTEREXCHANGE TARIFF**SECTION 2 - RULES AND REGULATIONS (continued)****2.10 Inspection, Testing, and Adjustment**

- 2.10.1 The Company may upon reasonable request and /or notice make such test and inspections as may be necessary to determine whether the terms and conditions of this Tariff are being complied with in the installation, operation, and maintenance of the Customer's, the Customer's Customers or End Users, or the Company's facilities or equipment. The Company may interrupt service at any time, without penalty or liability, due to the departure from or reasonable suspicion of the departure from any of these terms and conditions.
- 2.10.2 The Customer shall be responsible for making arrangements or obtaining permission for safe and reasonable access for Company employees or agents of the Company to enter the premises of the Customer, the Customer's Customers or the Customer's End Users, at any reasonable hour for the purpose of inspecting, repairing, testing, or removing any part of the Company's equipment or facility(ies).
- 2.10.3 Upon reasonable notice, the facilities or equipment provided by the Company shall be made available to the Company for such test and adjustments as may be necessary to maintain the Company's scheduled maintenance program to ensure Company equipment and / or furnished facilities are kept-up in a condition satisfactory to the Company. No interruption allowance will be made for the time during which test and adjustments are made, unless such interruptions exceeds twenty-four hours in length and is requested by the Customer.

2.11 Interruption of Service

- 2.11.1 It shall be the customer's obligation to notify the Company immediately of any service interruption for which a credit allowance is desired. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission by the customer within his control, or equipment furnished by the customer and connected to the Company's facilities. No refund or credit will be made for the time that the Company stands ready to repair the service and the subscriber does not provide access to the Company for such restoration work.
- 2.11.2 No credit shall be allowed for an interruption of a continuous duration of less than twenty-four hours after the subscriber notifies the Company.
- 2.11.3 The customer shall be credited for an interruption of more than twenty-four hours as Follows:

Credit Formula:

Credit a $A/B \times C$

"A" - outage time in hours

"B" - 720 hours in month

"C" - total monthly charge for affected facility

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INTEREXCHANGE TARIFF

SECTION 2 - RULES AND REGULATIONS (continued)

2.12 Suspension or Termination of Service

2.12.1 After providing written notice to the Customer, with ten working days to respond to said notice (excluding weekends and holidays), the Company may suspend or terminate service and/or cancel an application for service, and sever the connection(s) from the Customer's premises without incurring any liability for any of the following reasons:

2.12.1.A Non-payment of any sum, which is not in written dispute, due to the Company for any bill rendered more than thirty days beyond the date of rendition of the bill for such service.

2.12.1.B A violation of any regulation governing the service under this tariff.

2.12.1.C A violation of any law, rule, or regulation of any government authority having jurisdiction over such service.

2.12.1.D In the event of unauthorized use, where the Customer fails to take reasonable steps to prevent the unauthorized use of the facilities or service received from the Company.

2.12.1.E The Company has given the customer notice and has allowed a reasonable time to comply with any rule, remedy, or deficiency.

2.12.2 The Company shall have the right to take immediate action, including termination of the service and severing of the connection, without notice to the Customer when in the judgment of the Company there is a probability of injury or damage to Company or telephone personnel, plant, property, or service which is occurring, or is likely to occur.

2.12.3 Abandonment or Unauthorized Use of Facilities

2.12.3.A If it is determined that facilities have been abandoned, or are being used by unauthorized persons, or that the Customer has failed to take reasonable steps to prevent unauthorized use, the Company may terminate access service.

2.12.4 Emergency Termination Service

The Company will immediately terminate the service of any Customer, on request, when the Customer has reasonable belief that the service is being used by an unauthorized person or persons. The Company may require that the request be submitted in writing as a follow-up to a request made by telephone.

2.12.5 Government, Court, or Commission Order

The Company will immediately terminate the service of any Customer by order of any governmental agency either federal or state having the authority, at the order of a court, or upon being ordered by the SC PSC.

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INTEREXCHANGE TARIFF

SECTION 2 - RULES AND REGULATIONS (continued)

2.12 Suspension or Termination of Service (continued)

2.12.6 Cancellation Credit

When the Company cancels service or the provision of equipment and the final service period is less than the monthly billing a credit will be issued for any amounts billed in advance, prorated at 1/30th the monthly recurring charge for each day service was rendered or the equipment was provided. The credit will be issued to the Customer or applied against the balance remaining on the Customer's account

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INTEREXCHANGE TARIFF**SECTION 3 - SERVICE DESCRIPTION****3.1 Timing of Calls**

The customer's monthly usage charges for Carrier service are based upon the total number of minutes the Customer uses and service options subscribed to. Chargeable time begins when the connection is established between the calling station and the called station or PBX. Chargeable time ends when either party disconnects.

There are no charges incurred if a call is not completed.

3.2 Start of Billing

For billing purposes, the start of service is the day following acceptance by the Customer of Company's service or equipment. The end of service date is the last day for which service was provided by the Company or the last day of any required notification period, whichever is later.

3.3 Interconnection

Service furnished by the Company may be interconnected with services or facilities of other authorized communications resellers or common carriers and with private systems, subject to the technical limitations established by the Company. Service furnished by the Company is not part of a joint undertaking as described in Section 2.2 of this tariff. Any special interface equipment of the Company and other participating underlying carriers or common carriers shall be provided at the Customer's expense.

interconnection with the facilities or services of underlying carriers shall be under the applicable terms and conditions of the underlying carriers' tariff. The Customer is responsible for taking all necessary legal steps for interconnecting his End User by providing terminal equipment or communications systems for establishing interconnection with the Company. The Customer shall secure all right-of-ways, and other arrangements necessary for interconnection.

3.4 Terminal Equipment

The Company's service may be used with or terminated in CPE terminal equipment or communication system, such as PBX's, Key Systems, teleprinters, handsets, or data sets. Such terminal equipment will be furnished and maintained at the expense of the providing customer, except as otherwise agreed in advance and in writing. The Customer is responsible for all cost at their premises, including personnel, wiring, electrical power, and the like incurred in the use of the Company's service. When such CPE terminal equipment is used, the equipment shall comply with the generally accepted minimum protective criteria of the telecommunication industry.

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INTEREXCHANGE TARIFF**SECTION 3 - SERVICE DESCRIPTION (continued)****3.5 Calculation of Distance**

Usage charges for any mileage sensitive products are based on the airline distance between rate centers associated with the originating and terminating points of the call(s).

The airline mileage between rate centers is determined by applying the formula below to the vertical and horizontal coordinates associated with the rate centers involved. The company uses the rate centers and associated vertical and horizontal coordinates that are generally accepted within the industry:

Formula:
$$\sqrt{\frac{(V1-V2)^2 + (H1-H2)^2}{10}}$$

3.6 Minimum Call Completion Rate

The Customer can expect a call completion rate of 99% for Intrastate and Interstate domestic U.S. calls attempted during peak use periods for all Feature Group D "1+" services.

3.7 Network Management

The Company will administer its network to provide acceptable service levels to all telecommunications users of the Company's network services. Generally, service levels are considered acceptable only when both End Users and Customers are able to establish connections with little or no delay encountered within the Company's network. The Company maintains the right to apply protective controls, (i.e., those actions, such as call gapping, which selectively cancel the completion of any traffic carried over its network), including that associated with a Customer's service. Generally, such protective measures would only be taken as a result of occurrences such as a failure or overload of Company or customer facilities, natural disasters, mass calling or national security demands.

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SECTION 3 - SERVICE DESCRIPTION (continued) 3.8

Usage Charges and Billing Increments

3.8.1 Usage Charges

Unless flat rated, usage-charges are determined by the time of day rate periods and minutes of use within each rate period. The rate period is determined by the time and day of call origination at the Customer's location.

3.8.2 Billing Increments

Outbound usage is billed in an initial 6 second increment and in 6 second increments thereafter. Inbound usage is billed in an initial 30 second increment and in 6 second increments thereafter. Partial usage will be rounded up to the next highest increment.

3.8.3 Rounding

All calls are rounded to the next highest billing interval. Total charge for a fraction of a cent will be rounded to the next highest whole cent.

3.8.4 Volume Based Plan Enrollment

3.8.4.A Placement into various plans is dependent upon prior actual monthly usage or estimated monthly usage.

3.8.4.A.1 Upon request, Customer may change from initial plan to a higher usage, lower rate plan.

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INTEREXCHANGE TARIFF

SECTION 3 - SERVICE DESCRIPTION (continued)

3.9 Service Offerings

3.9.1 Switched 1+ Message Toll Services

At the present time, the Company is not offering-Switched 1+ Message Toll Service but may do so in the future at which time it would send an updated tariff to the SC PSC reflecting the changes to its services offering.

3.9.2 800 / 888 (Inbound) Long Distance Service

At the present time, the Company is not offering 800/888 (Inbound) Long Distance Service but may do so in the future at which time it would send an updated tariff to the SC PSC reflecting the changes to its services offering.

3.9.2.A Dedicated Outbound WATS Service

The Company will offer dedicated outbound WATS service at the rate set out in Paragraph 4.3 herein

3.9.2.B Dedicated Inbound 800/888 Service

The Company will offer dedicated inbound 800/888 service at the rate set out in Paragraph 4.4 herein

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Mr. Dan Coloney, Managing Member of Custom Tel, LLC
726 Exchange Street, Suite 700 Buffalo, NY 14210
Direct Dialed: (585) 455-3461

INTEREXCHANGE TARIFF

SECTION 3 - SERVICE DESCRIPTION (continued) 3. 9

3.9 Service Offerings (continued)

3. 9. 3 Prepaid Calling Card Service

At the present time, the Company is not offering Prepaid Calling Card Service but may do so in the future at which time it would send an updated tariff to the SC PSC reflecting the changes to its services offering.

3.9.4 VoIP Services

At the present time, the Company is not offering VoIP Services but may do so in the future at which time it would send an updated tariff to the SC PSC reflecting the changes to its services offering.

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INTEREXCHANGE TARIFF

SECTION 4 - RATES

4.1 Switched 1+ Message Toll Service Rates

At the present time, the Company is not offering Switched 1+ Message Toll Service but may do so in the future at which time it would send an updated tariff to the SC PSC reflecting the changes to its services offering.

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INTEREXCHANGE TARIFF

SECTION 4-RATES

4.2 800 / 888 (Inbound) Long Distance Service Rates

At the present time, the Company is not offering 800/888 (Inbound) Long Distance Service but may do so in the future at which time it would send an updated tariff to the SC PSC reflecting any changes to its services offering.

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INTEREXCHANGE TARIFF

SECTION 4 - RATES (continued)

4.3 Dedicated outbound WATS Service Rates

\$.029 per minute

4.4 Dedicated Inbound 800/888 Service Rates

\$.029 per minute

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INTEREXCHANGE TARIFF

SECTION 4 - RATES (continued)

4.5. Prepaid Calling Card Rates

At the present time, the Company is not offering Prepaid Calling Card Service but may do so in the future at which time it would send an updated tariff to the SC PSC reflecting the changes to its services offering.

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INTEREXCHANGE TARIFF

SECTION 4 - RATES (continued) 4.6

Miscellaneous Charges**4.6.1 Rates and Charges for Prepaid Calling Services Are As Follows:**

At the present time, the Company is not offering Prepaid Calling Card Service but may do so in the future at which time it would send an updated tariff to the SC PSC reflecting the changes to its services offering.

4.6.2 Payphone Surcharge

Pursuant to the FCC's Order in CC Docket 96-128, this surcharge applies only to dial-around calls, *i.e.*, calls originating using a carrier's access code, a Customer's 800 and other toll-free numbers, calling cards, and prepaid phone card calls, from payphone instruments.

The Customer shall pay the Company a per call surcharge of up to \$0.99 per call for all such traffic.

4.6.3 Promotional Offerings

The Company may from time to time make promotional offerings available in which the rates and charges differ from the tariffed rates in Section 4.5. These offerings will be limited to certain Cards and dates and the Commission will be notified as required of these promotions.

4.6.4 Directory Assistance

4.6.4.A The Company provides Directory Assistance as an ancillary service exclusively to its customers. Directory Assistance is accessible by dialing "1", the area code of the desired number and "555-1212".

Directory Assistance, per call: \$0.99

4.6.4.B Limitations

The following types of calls are not permitted for Custom Tel, LLC 1+, Dedicated, and Casual Calling long distance service(s): 4.6.4.B.1 Collect.

4.6.4.B.2 Billed to third number.

4.6.4.B.3 Person-to-person

4.6.4.B.4 Operator assisted

4.6.4.B.5 Mobile calls and

4.6.4.B.6 Calls to 900, 976, and 0+.

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INTEREXCHANGE TARIFF**SECTION 4 - RATES (continued) 4.6** Miscellaneous Charges (Continued)

4.6.5 Late Payment Charges

A maximum of one and one half percent (1.5%) may be added to any unpaid balance brought forward from the previous billing date to cover the cost of collection and carrying accounts in arrears. This method of late payment will be made in lieu of any other penalty.

4.6.6 Return Check Charges

The company reserves the right to assess a charge consistent with SC Code Ann. 34-11-70 whenever a check or a draft presented for payment of service is not accepted by the institution upon which it is written. Currently, the Company charges \$20.00 on any returned check.

4.6.7 Restoration of Service

A reconnection fee of \$25.00 per occurrence is charged when service is re-established for customers who had been temporarily disconnected for non-payment. Customers whom have been permanently disconnected sixty (60) days following the temporarily disconnected date for non-payment, and who have made, and/or failed to honor, payment arrangements with the Company will be required to reapply for service following full payment of all delinquent and overdue charges.

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INTEREXCHANGE TARIFF

SECTION 4 - RATES (continued)

4.7 Special Rates For The Hearing Disabled

4.7.1 Directory Assistance

There shall be no charge for up to fifty calls per billing cycle from lines or trunks serving individuals with hearing, speech, or visually impaired disabilities. The Company shall charge (!4) one-half the prevailing per call tariff rate for every calf in excess of (50) fifty-directory assistance inquires made within a monthly billing cycle.

4.7.2 Hearing and Speech Impaired Persona

Interstate toll message rates for TDD users shall be evening rates for daytime calls and night rates for evening, holiday, and night calls.

4.7.3 Telecommunications Relay Service

For intrastate toll calls received from the relay service, the Company will when billing the relay calls specifically discount each call by (50%) fifty-percent of the otherwise applicable rate. For a voice non-relay call whenever either the calling or called party indicates one of the parties (either party) has both a hearing and visual impairment, the call shall be discounted by (60%) sixty-percent of the otherwise applicable rate of a voice non-relay call.

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INTEREXCHANGE TARIFF

SECTION 5 – MAXIMUM RATES

5.1 Reserved for future use

5.2 Reserved for future use

5.3 Dedicated outbound WATS service rates.

\$.30 per minute

5.4 Dedicated inbound 800/888 service rates.

\$.30 per minute

5.5 Reserved for future use

ISSUED: December 10, 2009

EFFECTIVE: _____

Mr. Dan Coloney, Managing Member of Custom Tel, LLC
726 Exchange Street, Suite 700 Buffalo, NY 14210
Direct Dialed: (585) 455-3461

Scott Elliott

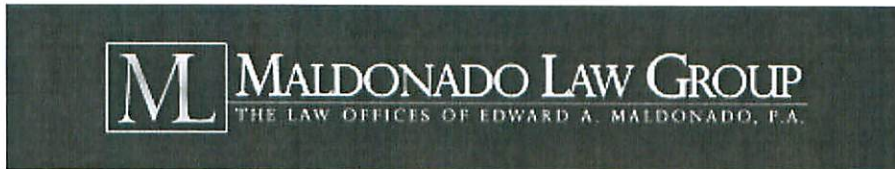
From: Eduard Maldonado [eam@maldonado-group.com]
Sent: Friday, March 11, 2011 11:51 AM
To: 'Scott Elliott'
Subject: RE: Custom Tel final tariff
Attachments: Custom Tel Tariff with updated formatting.docx

Scott:

Attached is the final Tariff for your files. There are no substantive consent changes to Customer Tel services, we adjusted the format issues because of the conversion PDF/Word. The service on the one you sent were on target. What is the e-mail of Tom Allen at ORS so that we can forward this to them? Also, do they want it forwarded to them in Word or PDF? Just let me know so I can send it. Thanks for everything.

/s/ Edward A. Maldonado, Esq. /s/

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Contract with this party shall occur only by original signature
on original documents.



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Tel: (305) 477-7580 Fax: (305) 477-7504 E-fax: (305) 230-8985 Toll-Free: 1+ (877) 245-6326
From: Edward A. Maldonado, Esq.
E-Mail: eam@maldonado-group.com
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From: Scott Elliott [<mailto:selliott@elliottlaw.us>]
Sent: Friday, March 11, 2011 9:09 AM
To: 'EDWARD MALDONADO'
Subject: FW: Custom Tel final tariff

I forwarded the tariff the client had modified to you for review some time ago. Could you take a look and make sure the tariff is consistent with Custom Tel's needs? When you have done so, I'll forward to Tom Allen at the ORS for his review and comment. Thanks.

From: Hammonds, Lessie [<mailto:lhammon@regstaff.sc.gov>]
Sent: Friday, March 11, 2011 8:42 AM
To: Scott Elliott
Subject: Custom Tel final tariff

Hi Scott, hope all is well with you and your family! Custom Tel's 30 day deadline for filing its final tariff is (I believe early next week). Telecom was getting anxious about it so I thought I'd give you a heads up/reminder.

Just let me know,

Thanks,

Lessie

C. Lessie Hammonds

Attorney At Law



South Carolina Office of Regulatory Staff

1401 Main Street, Suite 900

Columbia, SC 29201

E-mail: hammon@regstaff.sc.gov

Tel.: 803.737.0803

Fax: 803.737.0895

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No virus found in this message.

Checked by AVG - www.avg.com

Version: 10.0.1204 / Virus Database: 1497/3497 - Release Date: 03/10/11

No virus found in this message.

Checked by AVG - www.avg.com

Version: 10.0.1204 / Virus Database: 1497/3500 - Release Date: 03/11/11